



DEPARTMENT OF HEALTH AND HUMAN SERVICES  
**OFFICE OF INSPECTOR GENERAL**

WASHINGTON, DC 20201



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August 12, 2022

Mohamed Basel Aswad, M.D.  
2104 Shelly Drive  
Deming, NM 88030

Dear Dr. Aswad

Re: OI File No. H-15-42738-9

By letter dated February 18, 2016, you were notified by the Office of Inspector General (OIG) that the OIG had approved the request of Nancy Smith-Leslie, Medical Assistance Division, New Mexico Human Services Department, for a waiver of your exclusion from participation in the Medicare, Medicaid, and all other Federal health care programs as defined in section 1128(h) of the Social Security Act. The waiver was granted for oncology and oncology-related services provided in Luna County, New Mexico.

By letter dated February 3, 2017, you were notified that OIG had approved the request of Nancy Smith-Leslie, Medical Assistance Division, New Mexico Human Services Department, that your waiver be expanded to include:

1. For services rendered pursuant to New Mexico's **Medicaid** plan, oncology and oncology-related services, hematology services, and related internal medicine services, to patients residing in Luna, Catron, Grant, Hidalgo, and Sierra counties.
2. For services rendered pursuant to **Medicare**, oncology and oncology-related services, and hematology services, but not general internal medicine services, to patients residing in Luna, Catron, Grant, Hidalgo, and Sierra counties.

By letter dated October 19, 2020, you were notified that OIG had approved the request of Minisha Hicks, Director of the Division of Provider Enrollment Appeals within the Center for Program Integrity at the Centers for Medicare and Medicaid Services, to amend the waiver of Dr. Aswad's exclusion to include internal medicine services to Medicare patients residing in Catron and Hidalgo counties for the duration of the

Coronavirus Disease 2019 public health emergency declared by the Department of Health and Human Services Secretary Alex Azar, effective January 27, 2020.

By e-mail dated July 6, 2022, Nicole Comeaux, the New Mexico State Medicaid Director, New Mexico Human Services Department, requested that OIG rescind your waiver. Therefore, pursuant to 42 C.F.R. § 1001.1801(d), and as described in our letters dated February 18, 2016, February 3, 2017, and October 19, 2020, your waiver is rescinded effective 10 days from the date of this letter.

Your exclusion remains in effect until you have applied for and been granted reinstatement by the OIG. A request for reinstatement may be made to the OIG no earlier than 90 days prior to the expiration of the minimum period of exclusion. The request must be made in writing and should be submitted by email to [exclusions@oig.hhs.gov](mailto:exclusions@oig.hhs.gov) or by fax to at (202) 691-2298.

Very truly yours,



Geoffrey W. Hymans  
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